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MINISTRY OF DEFENCE

NOTIFICATION

*New Delhi, the 18th October 1950*

**S.R.O. 246.**—In exercise of the powers conferred by Section 10 of the Government Premises (Eviction) Act, 1950 (XXVII of 1950), the Central Government is pleased to direct that the following amendments shall be made in the Government Premises (Eviction) Rules, 1950, namely:—

In the said rules:—

(a) After sub-rule (1) of rule 8, the following sub-rule shall be inserted, namely:—

“1(A). Where any objections are filed to the assessment of damages in response to a notice issued in Form B, the competent authority shall investigate them and shall pass such orders thereon as it may deem fit”.

(b) For rule 5, the following rule shall be substituted, namely:—

“5. *Assessment of damages.*—In assessing damages under section 4 of the Act the competent authority shall take into consideration the following matters, namely:—

- (a) the purpose and the period for which the Government Premises were in unauthorised occupation;
- (b) the nature and the quality of the accommodation available in such premises;
- (c) the rent that would have been realised if the premises had been let on rent for the period of unauthorised occupation;
- (d) any injury done to the premises during the period of unauthorised occupation;
- (e) any other matter which, in the opinion of the competent authority is relevant for the purpose of assessing the damages.”



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(c) In Form B for the words from "failing which the said amount" to "arrears of land revenue", the following words shall be substituted:—

"or if you do not accept the assessment of damages, you may file objections in writing thereto so as to reach me before the expiry of the above period. If the amount is not paid or the objection, are not filed within the time specified above, the damages assessed by me will be recovered from you as arrears of land revenue"

[No. 21/E.]

**H. M. PATEL**, Secy.